

JOURNAL OF THE HOUSE

EIGHTY-EIGHTH SESSION

FIFTEENTH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, January 30, 2013

The House convened at 2:00 p.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Josh Baumann, followed by the Pledge of Allegiance led by House page Erin Mairose.

Roll Call: All members present except Rep. Qualm who was excused.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the fourteenth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Brian G. Gosch, Chair

Which motion prevailed.

HONORED GUESTS

Speaker Gosch introduced the 2011-2012 Outstanding School Administrators of South Dakota: Rocky Brinkman, secondary principal, Andes Central; Jeff Rieckman, middle school principal, Haakon; Chrissy Peterson, special ed director, Meade; Tanya Rasmussen, curriculum director, Harrisburg; Marcia Jackson, business manager, Hot Springs; Tim Kusters, elementary principal, Lead-Deadwood; Bob Sittig, superintendent, Baltic; and Melinda Jensen, assistant secondary principal, Brookings.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on State Affairs respectfully reports that it has had under consideration HB 1201 which was deferred to the 41st Legislative Day.

Respectfully submitted,
David Lust, Chair

Also MR. SPEAKER:

The Committee on Commerce and Energy respectfully reports that it has had under consideration HB 1102 and returns the same with the recommendation that said bill be amended as follows:

1102jta

On page 1, line 1, of the printed bill, after "Dakota" insert "Life and".

And that as so amended said bill do pass.

Also MR. SPEAKER:

The Committee on Commerce and Energy respectfully reports that it has had under consideration HB 1157 and returns the same with the recommendation that said bill be amended as follows:

1157oa

On page 1, line 5, of the printed bill, overstrike "37-2-24, inclusive, and § 37-2-33" and insert "37-2-25, inclusive, and §§ 37-2-30, 37-2-31, and 32-2-33".

And that as so amended said bill do pass.

1 Also MR. SPEAKER:

2 The Committee on Commerce and Energy respectfully reports that it has had under
3 consideration HB 1103 and returns the same with the recommendation that said bill be amended
4 as follows:

5 1103jta

6 On page 1, line 1, of the printed bill, delete "life" and insert "health".

7 And that as so amended said bill do pass and be placed on the consent calendar.

8 Also MR. SPEAKER:

9 The Committee on Commerce and Energy respectfully reports that it has had under
10 consideration HB 1100 which was deferred to the 41st Legislative Day.

11 Respectfully submitted,
12 Roger D. Solum, Chair

13 Also MR. SPEAKER:

14 The Committee on Education respectfully reports that it has had under consideration
15 HB 1128 and returns the same with the recommendation that said bill be amended as follows:

16 1128jb

17 On page 1 of the printed bill, delete lines 5 to 15, inclusive, and insert:

18 " 13-55-31.2. Any student who does not meet the high school course requirements as
19 provided in subdivision 13-55-31(3) is eligible for the opportunity scholarship program if:

20 (1) The student takes the test administered by the American College Testing Program
21 and earns a composite score of twenty-eight or higher and achieves ACT college
22 readiness benchmark scores equaling or exceeding eighteen for English, twenty-one
23 for reading, twenty-two for math, and twenty-four for science; or

24 (2) The student takes the Scholastic Assessment Test and earns a verbal-mathematics
25 score of twelve hundred fifty or higher, while also attaining sufficiently high markers
26 in reading, writing, mathematics, and science as not to require remediation in any of
27 those areas; or

28 (3) The student takes the test administered by ACT Incorporated and earns a composite
29 score of twenty-four or higher and achieves ACT college readiness benchmark scores
30 equaling or exceeding eighteen for English, twenty-one for reading, twenty-two for
31 math, and twenty-four for science, or the student takes the Scholastic Assessment

1 Test and earns a critical reading-mathematics score of one thousand ninety or higher,
2 while also attaining a college readiness benchmark score of five hundred or higher
3 each on the critical reading, mathematics, and writing sections of the test, and the
4 student's secondary education was received pursuant to § 13-27-3.

1 Also MR. SPEAKER:

2 I have the honor to return herewith HB 1021, 1031, 1041, 1053, 1063, and 1066 which
3 have passed the Senate without change.

4 Also MR. SPEAKER:

5 I have the honor to transmit herewith SB 84, 122, and 127 which have passed the Senate
6 and your favorable consideration is respectfully requested.

7 Respectfully,
8 Jeannette Schipper, Secretary

9 **MOTIONS AND RESOLUTIONS**

10 Yesterday, Rep. Munsterman announced his intention to reconsider the vote by which
11 HB 1113 lost.

12 Rep. Munsterman moved that the House do now reconsider the vote by which HB 1113
13 lost.

14 The question being on Rep. Munsterman's motion to reconsider the vote by which HB 1113
15 lost.

16 And the roll being called:

17 Yeas 34, Nays 35, Excused 1, Absent 0

18 Yeas:

19 Bartling; Bolin; Cammack; Ecklund; Erickson; Feinstein; Gibson; Hajek; Hawks; Hawley;
20 Heinemann (Leslie); Heinert; Hickey; Hunhoff (Bernie); Killer; Kirschman; Lust; Mickelson;
21 Miller; Munsterman; Nelson; Peterson; Rasmussen; Russell; Schoenfish; Schrempp; Sly; Soli;
22 Stalzer; Tyler; Westra; Wick; Wink; Wismer

23 Nays:

24 Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall; Feickert; Greenfield; Haggar (Don);
25 Haggar (Jenna); Hansen; Hoffman; Johns; Kaiser; Kopp; Latterell; Magstadt; May; Novstrup
26 (David); Olson (Betty); Otten (Herman); Parsley; Ring; Romkema; Rounds; Rozum; Schaefer;
27 Solum; Steele; Stevens; Tulson; Verchio; Werner; Speaker Gosch

28 Excused:

29 Qualm

30 So the motion not having received an affirmative vote of a majority of the members-elect,
31 the Speaker declared the motion lost.

1 Rep. Lust moved that when we adjourn today, we adjourn to convene at 1:00 p.m. on
2 Thursday, January 31, the 16th legislative day.

3 Which motion prevailed.

4 **CONSIDERATION OF REPORTS OF COMMITTEES**

5 Rep. Lust moved that the report of the Standing Committee on
6 Transportation on HB 1144 as found on page 229 of the House Journal be adopted.

7 Which motion prevailed.

8 **FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS**

9 SB 84: FOR AN ACT ENTITLED, An Act to create the South Dakota Athletic
10 Commission and to provide for the supervision of boxing, kickboxing, mixed martial arts
11 competitions and sparring exhibitions in the state.

12 Was read the first time and referred to the Committee on Commerce and Energy.

13 SB 122: FOR AN ACT ENTITLED, An Act to revise the dates for holding township board
14 meetings.

15 Was read the first time and referred to the Committee on Local Government.

16 SB 127: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the
17 health and educational facilities authority.

18 Was read the first time and referred to the Committee on Local Government.

19 **SECOND READING OF CONSENT CALENDAR ITEMS**

20 Pursuant to House Rule 7-1, the Speaker removed HB 1049 from the Consent Calendar.

21 HB 1052: FOR AN ACT ENTITLED, An Act to revise certain requirements for third party
22 administrators and pharmacy benefits managers.

23 Was read the second time.

1 The question being "Shall HB 1052 pass as amended?"

2 And the roll being called:

3 Yeas 68, Nays 0, Excused 2, Absent 0

4 Yeas:

5 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
6 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
7 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
8 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
9 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
10 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
11 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
12 Wismer; Speaker Gosch

13 Excused:

14 Qualm; Russell

15 So the bill having received an affirmative vote of a majority of the members-elect, the
16 Speaker declared the bill passed and the title was agreed to.

17 HB 1163: FOR AN ACT ENTITLED, An Act to revise certain provisions related to the
18 filing of the certificate of limited partnerships.

19 Was read the second time.

20 The question being "Shall HB 1163 pass as amended?"

21 And the roll being called:

22 Yeas 68, Nays 0, Excused 2, Absent 0

23 Yeas:

24 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
25 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
26 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
27 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
28 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
29 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
30 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
31 Wismer; Speaker Gosch

32 Excused:

33 Qualm; Russell

1 So the bill having received an affirmative vote of a majority of the members-elect, the
2 Speaker declared the bill passed and the title was agreed to.

3 HB 1048: FOR AN ACT ENTITLED, An Act to revise and repeal certain provisions
4 related to the Department of Agriculture.

5 Was read the second time.

6 The question being "Shall HB 1048 pass?"

7 And the roll being called:

8 Yeas 68, Nays 0, Excused 2, Absent 0

9 Yeas:

10 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
11 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
12 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
13 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
14 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
15 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
16 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
17 Wismer; Speaker Gosch

18 Excused:

19 Qualm; Russell

20 So the bill having received an affirmative vote of a majority of the members-elect, the
21 Speaker declared the bill passed and the title was agreed to.

22 HB 1059: FOR AN ACT ENTITLED, An Act to repeal and revise certain obsolete and
23 unnecessary statutes and rules relating to the Department of Environment and Natural
24 Resources.

25 Was read the second time.

26 The question being "Shall HB 1059 pass?"

27 And the roll being called:

28 Yeas 68, Nays 0, Excused 2, Absent 0

1 Yeas:

2 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
3 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
4 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
5 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
6 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
7 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
9 Wismer; Speaker Gosch

10 Excused:

11 Qualm; Russell

12 So the bill having received an affirmative vote of a majority of the members-elect, the
13 Speaker declared the bill passed and the title was agreed to.

14 HB 1062: FOR AN ACT ENTITLED, An Act to repeal and reenact certain provisions
15 regarding forestry and fire suppression.

16 Was read the second time.

17 The question being "Shall HB 1062 pass?"

18 And the roll being called:

19 Yeas 68, Nays 0, Excused 2, Absent 0

20 Yeas:

21 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
22 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
23 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
24 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
25 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
26 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
27 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
28 Wismer; Speaker Gosch

29 Excused:

30 Qualm; Russell

31 So the bill having received an affirmative vote of a majority of the members-elect, the
32 Speaker declared the bill passed and the title was agreed to.

1 HB 1085: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the
2 notice given to municipalities and counties for bingo games and lotteries.

3 Was read the second time.

4 The question being "Shall HB 1085 pass?"

5 And the roll being called:

6 Yeas 68, Nays 0, Excused 2, Absent 0

7 Yeas:

8 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
9 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
10 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
11 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
12 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
13 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
14 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
15 Wismer; Speaker Gosch

16 Excused:

17 Qualm; Russell

18 So the bill having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the bill passed and the title was agreed to.

20 HB 1099: FOR AN ACT ENTITLED, An Act to authorize municipalities to pay for certain
21 services in advance.

22 Was read the second time.

23 The question being "Shall HB 1099 pass?"

24 And the roll being called:

25 Yeas 68, Nays 0, Excused 2, Absent 0

26 Yeas:

27 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
28 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
29 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
30 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
31 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
32 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Schaefer; Schoenfish; Schrempp; Sly;
33 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
34 Wismer; Speaker Gosch

1 Excused:
2 Qualm; Russell

3 So the bill having received an affirmative vote of a majority of the members-elect, the
4 Speaker declared the bill passed and the title was agreed to.

5 **SECOND READING OF HOUSE BILLS AND JOINT RESOLUTIONS**

6 Rep. Lust moved that HB 1126 be deferred to Tuesday, February 5, the 18th legislative day.

7 Which motion prevailed.

8 HB 1170: FOR AN ACT ENTITLED, An Act to revise certain provisions for a secondary
9 election if the candidates for the United States Senate, United States House of Representatives,
10 or Governor do not receive a sufficient percentage of the votes cast during a primary election.

11 Was read the second time.

12 The question being "Shall HB 1170 pass as amended?"

13 And the roll being called:

14 Yeas 68, Nays 1, Excused 1, Absent 0

15 Yeas:
16 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
17 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
18 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
19 (Bernie); Johns; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
20 Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
21 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly;
22 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
23 Wismer; Speaker Gosch

24 Nays:
25 Kaiser

26 Excused:
27 Qualm

28 So the bill having received an affirmative vote of a majority of the members-elect, the
29 Speaker declared the bill passed and the title was agreed to.

1 HB 1180: FOR AN ACT ENTITLED, An Act to allow veterans to receive credit for certain
2 military training and experience.

3 Was read the second time.

4 The question being "Shall HB 1180 pass as amended?"

5 And the roll being called:

6 Yeas 69, Nays 0, Excused 1, Absent 0

7 Yeas:

8 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
9 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
10 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
11 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
12 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
13 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
14 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra;
15 Wick; Wink; Wismer; Speaker Gosch

16 Excused:

17 Qualm

18 So the bill having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the bill passed and the title was agreed to.

20 HB 1150: FOR AN ACT ENTITLED, An Act to amend provisions relating to violations
21 of no contact orders.

22 Was read the second time.

23 The question being "Shall HB 1150 pass as amended?"

24 And the roll being called:

25 Yeas 67, Nays 2, Excused 1, Absent 0

26 Yeas:

27 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
28 Ecklund; Erickson; Feickert; Feinstein; Gibson; Haggar (Don); Haggar (Jenna); Hajek; Hansen;
29 Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns;
30 Kaiser; Killer; Kirschman; Kopp; Lust; Magstadt; May; Mickelson; Miller; Munsterman;
31 Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson; Rasmussen; Ring;
32 Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly; Soli; Solum;
33 Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink; Wismer;
34 Speaker Gosch

1 Nays:
2 Greenfield; Latterell

3 Excused:
4 Qualm

5 So the bill having received an affirmative vote of a majority of the members-elect, the
6 Speaker declared the bill passed and the title was agreed to.

7 HB 1140: FOR AN ACT ENTITLED, An Act to revise the schedule for payment of excise
8 taxes for farm wineries.

9 Was read the second time.

10 The question being "Shall HB 1140 pass?"

11 And the roll being called:

12 Yeas 69, Nays 0, Excused 1, Absent 0

13 Yeas:
14 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
15 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
16 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
17 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
18 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
19 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
20 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra;
21 Wick; Wink; Wismer; Speaker Gosch

22 Excused:
23 Qualm

24 So the bill having received an affirmative vote of a majority of the members-elect, the
25 Speaker declared the bill passed and the title was agreed to.

26 HB 1081: FOR AN ACT ENTITLED, An Act to specify the duration of certain municipal
27 appointments.

28 Was read the second time.

29 The question being "Shall HB 1081 pass?"

30 And the roll being called:

31 Yeas 69, Nays 0, Excused 1, Absent 0

1 Yeas:

2 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
3 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
4 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
5 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
6 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
7 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
8 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra;
9 Wick; Wink; Wismer; Speaker Gosch

10 Excused:

11 Qualm

12 So the bill having received an affirmative vote of a majority of the members-elect, the
13 Speaker declared the bill passed and the title was agreed to.

14 HB 1107: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to
15 drainage utility fees in municipalities.

16 Was read the second time.

17 The question being "Shall HB 1107 pass?"

18 And the roll being called:

19 Yeas 69, Nays 0, Excused 1, Absent 0

20 Yeas:

21 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
22 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
23 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
24 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
25 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
26 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
27 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra;
28 Wick; Wink; Wismer; Speaker Gosch

29 Excused:

30 Qualm

31 So the bill having received an affirmative vote of a majority of the members-elect, the
32 Speaker declared the bill passed and the title was agreed to.

1 **SECOND READING OF SENATE BILLS AND JOINT RESOLUTIONS**

2 SB 37: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
3 insurance fraud prevention unit.

4 Was read the second time.

5 The question being "Shall SB 37 pass?"

6 And the roll being called:

7 Yeas 69, Nays 0, Excused 1, Absent 0

8 Yeas:

9 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
10 Ecklund; Erickson; Feickert; Feinstein; Gibson; Greenfield; Haggar (Don); Haggar (Jenna);
11 Hajek; Hansen; Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff
12 (Bernie); Johns; Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson;
13 Miller; Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley;
14 Peterson; Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish;
15 Schrempp; Sly; Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra;
16 Wick; Wink; Wismer; Speaker Gosch

17 Excused:

18 Qualm

19 So the bill having received an affirmative vote of a majority of the members-elect, the
20 Speaker declared the bill passed and the title was agreed to.

21 SB 26: FOR AN ACT ENTITLED, An Act to update terminology for individuals with
22 intellectual disabilities and similar terms.

23 Was read the second time.

24 The question being "Shall SB 26 pass?"

25 And the roll being called:

26 Yeas 68, Nays 1, Excused 1, Absent 0

1 Yeas:

2 Bartling; Bolin; Cammack; Campbell; Carson; Conzet; Craig; Cronin; Dryden; Duvall;
3 Ecklund; Erickson; Feickert; Feinstein; Gibson; Haggar (Don); Haggar (Jenna); Hajek; Hansen;
4 Hawks; Hawley; Heinemann (Leslie); Heinert; Hickey; Hoffman; Hunhoff (Bernie); Johns;
5 Kaiser; Killer; Kirschman; Kopp; Latterell; Lust; Magstadt; May; Mickelson; Miller;
6 Munsterman; Nelson; Novstrup (David); Olson (Betty); Otten (Herman); Parsley; Peterson;
7 Rasmussen; Ring; Romkema; Rounds; Rozum; Russell; Schaefer; Schoenfish; Schrempp; Sly;
8 Soli; Solum; Stalzer; Steele; Stevens; Tulson; Tyler; Verchio; Werner; Westra; Wick; Wink;
9 Wismer; Speaker Gosch

10 Nays:

11 Greenfield

12 Excused:

13 Qualm

14 So the bill having received an affirmative vote of a majority of the members-elect, the
15 Speaker declared the bill passed and the title was agreed to.

16 Rep. Lust moved that SB 38 and 58 be deferred to Thursday, January 31, the 16th legislative
17 day.

18 Which motion prevailed.

19 There being no objection, the House reverted to Order of Business No. 5.

20 **REPORTS OF STANDING COMMITTEES**

21 MR. SPEAKER:

22 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing
23 and Enrolling has carefully compared HB 1021, 1031, 1041, 1053, 1063, and 1066 and finds
24 the same correctly enrolled.

25 Respectfully submitted,
26 Brian G. Gosch, Chair

1

SIGNING OF BILLS

2

The Speaker publicly read the title to

3

4

HB 1021: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to child support.

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HB 1031: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding parole date calculation.

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HB 1041: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the purchase price of rebuilt motor vehicles and to create a motor vehicle excise tax exemption for sales tax paid on parts used in rebuilt motor vehicles and vehicles manufactured by individuals.

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HB 1053: FOR AN ACT ENTITLED, An Act to revise the lending limit for state chartered banks.

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HB 1063: FOR AN ACT ENTITLED, An Act to repeal certain outdated and obsolete provisions regarding the Bureau of Information and Telecommunications.

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HB 1066: FOR AN ACT ENTITLED, An Act to continue the current rate of the gross receipts tax imposed on visitor-related businesses.

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And signed the same in the presence of the House.

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COMMEMORATIONS

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HC 1007 Introduced by: Representatives Nelson, Greenfield, Johns, Kaiser, and Russell and Senator Tieszen

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A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking current and past patrolmen, troopers, members, and family members, upon the seventy-fifth anniversary of the founding of the South Dakota Highway Patrol.

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WHEREAS, patrolmen, troopers, motor carriers, and other members of the South Dakota Highway Patrol have put their lives on the line to serve South Dakotans with selfless dedication to our safety for seventy-five years; and

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WHEREAS, numerous patrolmen, troopers, and motor carriers of the Highway Patrol have been injured serving and protecting South Dakotans; and

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WHEREAS, generations of family members have made selfless sacrifices, worried over, and supported the members of our highway patrol with their love, prayers, and dedication; and

1 WHEREAS, Patrolmen Bernard Benson and H.N. "Brownie" Russell, as well as Troopers
2 Verlyn L. Mettler, Steven E. Hoffman, and Oren S. Hindman made the ultimate sacrifice, with
3 their lives, for our safety; and

4 WHEREAS, without the sacrifices of the South Dakota Highway Patrol family's seventy-
5 five years of dedicated service, South Dakota would not be the best place in the world to live
6 and raise a family:

7 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
8 State of South Dakota, that the Legislature honors, commends, and thanks all the members and
9 family members of our South Dakota Highway Patrol, for their seventy-five years of
10 commitment and service to the citizens of South Dakota.

11 HC 1008 Introduced by: Representatives Nelson, Johns, Kaiser, and Russell and
12 Senator Tieszen

13 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
14 Highway Patrol Sergeant Lori Olney upon her retirement, for her many dedicated years of
15 service to South Dakotans as a member of the South Dakota Highway Patrol.

16 WHEREAS, Sergeant Lori Olney, with the generous support of her family, served South
17 Dakotans with selfless dedication to their safety; and

18 WHEREAS, the actions, performance, and tenure of Sergeant Lori Olney were in keeping
19 with the highest traditions of the South Dakota Highway Patrol:

20 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
21 State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
22 Highway Patrol Sergeant Lori Olney for her outstanding career commitment and service to the
23 citizens of South Dakota.

24 HC 1009 Introduced by: Representatives Nelson, Johns, Kaiser, and Russell and
25 Senator Tieszen

26 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
27 Highway Patrolman Darren Hall upon his retirement, for his many dedicated years of service
28 to South Dakotans as a highway patrolman.

29 WHEREAS, Darren Hall, with the generous support of his family, served South Dakotans
30 with selfless dedication to their safety; and

31 WHEREAS, the actions, performance, and tenure of Darren Hall were in keeping with the
32 highest traditions of the South Dakota Highway Patrol:

33 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
34 State of South Dakota, that the Legislature honors, commends, and thanks South Dakota

1 Highway Patrolman Darren Hall for his outstanding career commitment and service to the
2 citizens of South Dakota.

3 HC 1010 Introduced by: Representatives Nelson, Johns, Kaiser, and Russell and
4 Senator Tieszen

5 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
6 Highway Patrolman Sergeant Doug Sorenson upon his retirement, for his many dedicated
7 years of service to South Dakotans as a highway patrolman.

8 WHEREAS, Sergeant Doug Sorenson, with the generous support of his family, served South
9 Dakotans with selfless dedication to their safety; and

10 WHEREAS, the actions, performance, and tenure of Sergeant Doug Sorenson were in
11 keeping with the highest traditions of the South Dakota Highway Patrol:

12 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-Eighth Legislature of the
13 State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
14 Highway Patrolman Sergeant Doug Sorenson for his outstanding career commitment and service
15 to the citizens of South Dakota.

16 Rep. Steele moved that the House do now adjourn, which motion prevailed and at
17 2:55 p.m. the House adjourned.

18 Arlene Kvislen, Chief Clerk